## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

NITED STATES OF AMERICA	)	
Plaintiff,	) 8:07CR143 )	
vs.	) ) DETENTION ORDER	
VIER GABRIEL SANTIAGO-ACOSTA,	, )	
Defendant.	<b>}</b>	
Order For Detention After conducting a detention hearing pursuar Act on April 23 2007, the Court orders the act to 18 U.S.C. § 3142(e) and (i).	nt to 18 U.S.C. § 3142(f) of the Bail Reform bove-named defendant detained pursuant	
<ul><li>X By a preponderance of the evide conditions will reasonably assure the</li><li>X By clear and convincing evidence that</li></ul>	because it finds: nce that no condition or combination of appearance of the defendant as required. t no condition or combination of conditions	
Services Report, and includes the following  X (1) Nature and circumstances of the X (a) The crime: having been concerned to the United States, being foun re-entered the United States General or his successor in a maximum sentence of the United States of the United States of the United States or in the United States of the	e offense charged: convicted of a felony and deported from the d in the District of Nebraska after having ates without the consent of the Attorney in violation of 8 U.S.C. § 1326(b)(2) carries en years imprisonment. violence.	
X(3) The history and characteristics of (a) General Factors: The defendant a may affect whethX_ The defendant haX The defendant haX The defendant isX The defendant of ties Past conduct of to Past conduct of to The defendant ha court proceeding (b) At the time of the current	ppears to have a mental condition which er the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. loes not have any significant community the defendant: as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at s.	
	Plaintiff,  vs.  VIER GABRIEL SANTIAGO-ACOSTA,  Defendant.  Order For Detention  After conducting a detention hearing pursuar Act on April 23 2007, the Court orders the abt to 18 U.S.C. § 3142(e) and (i).  Statement Of Reasons For The Detention The Court orders the defendant's detention X By a preponderance of the evide conditions will reasonably assure the X By clear and convincing evidence that will reasonably assure the safety of a will reasonably assure the safety of a services Report, and includes the following X (1) Nature and circumstances of the X (a) The crime: having been conditions a maximum sentence of the United States, being foun re-entered the United States General or his successor in a maximum sentence of the Circumstances of the Circumsta	

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	Release pending trial, sentence, appeal or completion or sentence.
Other F	
<u>X</u>	The defendant is an illegal alien and is subject to deportation.
	The defendant is a legal alien and will be subject to deportation if convicted.
<u>X</u>	The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal.
	Other:
	Other F X X

X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charges in the Indictment, the defendant's prior criminal history, and the BICE detainer.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: April 23, 2007. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge